

Penalties for Underage Sales of Tobacco in New York State

Selling tobacco to a minor carries severe penalties for the **retail tobacco dealer**, including:

1st Violation	\$300 to \$1,000 fine * Notice in local newspaper 2 points on store record **
2nd Violation and Subsequent Violations	\$500 to \$1,500 fine * Notice in local newspaper 2 points on store record **
3 points accumulated within 3 years	NYS tobacco license suspended 6 months NYS lottery license suspended 6 months Notice in local newspaper
Any 4 Violations within 3 years* <i>(regardless of points or training)</i>	NYS tobacco license revoked 1 year NYS lottery license revoked 1 year Notice in local newspaper <i>* NOTE: <u>Any 4 violations of Article 13F, including sale of cigarettes to minors, not posting required signage, out-of-package sales of cigarettes, self-service violation, and unauthorized sale of bidis</u></i>
Violation while under suspension	\$2,500 fine NYS tobacco license revoked

* **Surcharge:** A \$50.00 surcharge is added to each fine.

**** Certified Training:** *If the employer can demonstrate at a hearing that the employee who illegally sold tobacco to a minor had been certified under a State Health Department-approved tobacco sales training program, only one point will be assessed instead of two.*